IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.37 OF 2005

Siddesh Shashikant Patil Petitioner

versus

Union of India and others Respondents

Mr.Dixit, adv. for petitioner.
Mr.Mokashi, adv. for R-3.
Mr.Bhate, adv. for R-1.

CORAM : H.L.GOKHALE AND
S.C.DHARMADHIKARI, JJ.

DATE : 11th January 2005

PC :

1. Heard Mr.Dixit in support of this petition. Mr.Mokashi appears for respondent no.3. Mr.Bhate appears for respondent no.1. Respondents 2 and 4 have been served.

2. The petitioner was required to obtain caste validity certificate within 12 weeks from the date of his admission to the respondent no.2 institute where he took admission in the academic year 2004-2005 for Engineering course in the Branch of Electronics & Telecommunication. He has been issued with certificate, though there

has been a delay of only 4 days in obtaining that certificate. He has been told that if he does not produce the certificate, his admission will be cancelled.

3. He has now obtained the certificate though four days beyond the time prescribed. In our view, this is a fit case where the petitioner's education should not be disturbed. In the circumstances, at the admission stage itself, we allow this petition. Mr.Dixit has tendered the office copies of his notice serving the petition on respondents 2 and 4, though they are not present. In the facts of the present case, we direct respondents not to discontinue education of the petitioner and allow him to appear for the second semester examination which is to be held in May 2005 and all other examinations hereinafter. His admission will stand confirmed. Petition is allowed in above terms.

(H.L.GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)